

REFERENCE TITLE: **transporting minor passengers in trucks**

State of Arizona
House of Representatives
Forty-seventh Legislature
Second Regular Session
2006

HB 2642

Introduced by

Representatives Weiers JP, Barnes, Chase, Hershberger, Huffman,
Kirkpatrick, Landrum Taylor, Mason, Nelson, O'Halleran, Prezelski, Sinema,
Smith: Aguirre A, Allen J, Alvarez, Boone, Brown, Burges, Burton Cahill,
Cajero Bedford, Downing, Gallardo, Garcia M, Jones, Knaperek, Lopes,
Lujan, McClure, McLain, Meza, Murphy, Paton, Quelland, Stump, Tom, Tully,
Yarbrough

AN ACT

AMENDING TITLE 28, CHAPTER 3, ARTICLE 15, ARIZONA REVISED STATUTES, BY ADDING SECTION 28-913; RELATING TO TRANSPORTING MINOR PASSENGERS IN TRUCKS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Title 28, chapter 3, article 15, Arizona Revised Statutes,
3 is amended by adding section 28-913, to read:

4 28-913. *Transporting minor passengers in or on a truck bed;*
5 exceptions; definitions

6 A. A PERSON DRIVING A PICKUP TRUCK OR MOTORTRUCK ON A HIGHWAY IN THIS
7 STATE SHALL NOT TRANSPORT A PERSON WHO IS UNDER EIGHTEEN YEARS OF AGE IN OR
8 ON THE BED OF THE PICKUP TRUCK OR MOTORTRUCK.

9 B. THIS SECTION DOES NOT:

10 1. APPLY IF THE PERSON IN OR ON THE BED OF THE PICKUP TRUCK OR
11 MOTORTRUCK IS BEING TRANSPORTED IN AN EMERGENCY RESPONSE SITUATION. FOR THE
12 PURPOSES OF THIS PARAGRAPH, "EMERGENCY RESPONSE SITUATION" MEANS AN INSTANCE
13 IN WHICH MEASURES ARE NECESSARY TO ASSIST AN INJURED PERSON OR TO PREVENT
14 INJURY OR DEATH TO A PERSON.

15 2. APPLY IF THE PERSON IN OR ON THE BED OF THE PICKUP TRUCK OR
16 MOTORTRUCK IS BEING TRANSPORTED IN AN ENCLOSED CAMPER OR CAMPER SHELL THAT
17 PREVENTS THE PERSON FROM BEING DISCHARGED FROM THE BED OF THE PICKUP TRUCK OR
18 MOTORTRUCK.

19 3. APPLY IF THE PERSON IN OR ON THE BED OF THE PICKUP TRUCK OR
20 MOTORTRUCK IS BEING TRANSPORTED IN AN ORGANIZED PARADE.

21 4. APPLY TO A PICKUP TRUCK OR MOTORTRUCK THAT IS ON PRIVATE PROPERTY.

22 5. APPLY TO A PICKUP TRUCK OR MOTORTRUCK THAT IS ON A HIGHWAY WITH A
23 SPEED LIMIT OF TWENTY-FIVE MILES PER HOUR OR LESS.

24 C. FOR THE PURPOSES OF THIS SECTION:

25 1. "MOTORTRUCK" MEANS A MOTOR VEHICLE THAT IS EQUIPPED WITH AN OPEN
26 BOX-TYPE BED OR OPEN FLATBED.

27 2. "PICKUP TRUCK" MEANS A MOTORTRUCK THAT HAS A MANUFACTURER'S GROSS
28 VEHICLE WEIGHT RATING OF LESS THAN TEN THOUSAND ONE HUNDRED ONE POUNDS, THAT
29 HAS AN UNLADEN WEIGHT OF LESS THAN SIX THOUSAND ONE POUNDS AND THAT IS
30 EQUIPPED WITH AN OPEN BOX-TYPE BED THAT IS LESS THAN NINE FEET IN LENGTH.